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Petition For Revival Of An Application For Patent Abandoned  
Unintentionally Under 37 CFR 1.137(b) (Large Entity)

Docket No.  
3153.00234/PC10790A

In Re Application Of: XIAO TONG, ET AL.

Serial No. 09/938,391	Filing Date 8-24-01	Examiner	Group Art Unit
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Invention: METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS

ASSISTANT COMMISSIONER FOR PATENTS

Attention: Office of Petitions

Box DAC

Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

FAX RECEIVED

1.  A proposed reply to the above-identified notice or action:

OCT 04 2002

is enclosed.  was filed on \_\_\_\_\_

PETITION FOR REVIVAL

The proposed reply is in the form of:

FILING OF MISSING PARTS OF APPLICATION PURSUANT  
TO NOTICE OF FORM PTO-1553

2.  The issue fee:

is enclosed.  was paid on \_\_\_\_\_

3.  The abandoned application was a:

design application.  utility application.  plant application.

4.  A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

5.  Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

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3153.00234/PC10790A****In Re Application Of: XIAO TONG, ET AL.**

Serial No.	Filing Date	Examiner	Group Art Unit
09/938,391	8-24-01		

**Invention: METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS****Calculation and Payment of Fees**

Enclosed are the following fees:

6.  Petition fee under 37 CFR 1.17(m) in the amount of: \$0.00
7.  Fee for amendment in the amount of: \_\_\_\_\_
8.  Fee for extension of time to respond to Office Action in the amount of: \_\_\_\_\_
9.  Issue fee in the amount of: \_\_\_\_\_
10.  Continuing application filing fee in the amount of: \_\_\_\_\_
11.  Terminal disclaimer fee in the amount of: \_\_\_\_\_
12.  **FEES WERE PREVIOUSLY SUBMITTED** \_\_\_\_\_

Total fees enclosed: \$0.00The fee of \$0 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 11-1449
- A duplicate copy of this sheet is enclosed.

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In Re Application Of: **XIAO TONG, ET AL.**

Serial No.	Filing Date	Examiner	Group Art Unit
09/938,391	8-24-01		

Invention: **METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS**

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.



*Signature*

KENNETH I. KOHN, 30,955  
KOHN & ASSOCIATES, PLLC  
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SUITE 410  
FARMINGTON HILLS, MICHIGAN 48334  
(248) 539-5050

Dated: **SEPTEMBER 18, 2002**

I certify that this document and fee is being deposited on **10-4-02** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

*By facsimile*

*Marie M. DeWitt*  
*Signature of Person Mailing Correspondence*

**MARIE M. DEWITT**

*Typed or Printed Name of Person Mailing Correspondence*

cc:

**CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)**

Applicant(s): XIA TONG, ET AL.

Docket No.

3153.00234/PC10790A

Serial No.  
09/938,391Filing Date  
8-24-01

Examiner

Group Art Unit

Invention: METHODS AND COMPOSITIONS FOR DIAGNOSING AND TREATING DISORDERS INVOLVING ANGIOGENESIS

I hereby certify that this **RENEWED PETITION FOR REVIVAL OF APPLICATION FOR PATENT ABANDON**  
*(Identify type of correspondence)*

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 703 308-6916)

on OCTOBER 4, 2002  
*(Date)*

**MARIE M. DeWITT***(Typed or Printed Name of Person Signing Certificate)**(Signature)*

Note: Each paper must have its own certificate of mailing.

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OCT 04 2002

PATENT OFFICE